

WILMERHALE

MEMO END

December 16, 2011

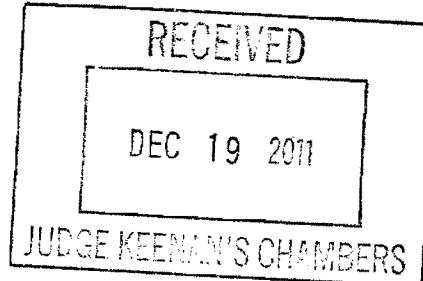
By Federal Express

The Honorable John F. Keenan
 United States District Judge
 Southern District of New York
 Daniel Patrick Moynihan
 United States Courthouse
 500 Pearl St., Room 1930
 New York, New York 10007

Christopher Davies

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Re: *Plumbers, et al. v. Fairfax Financial Holdings Limited, et al.*, No. 11 CV 5097 (JFK)

Dear Judge Keenan:

We represent defendant PricewaterhouseCoopers LLP, Toronto, Ontario, Canada ("PwC Canada"). This afternoon we mistakenly filed our (1) Notice of Motion to Dismiss [Docket No. 27], (2) Memorandum of Law in Support thereof [Docket No. 28] and (3) Declaration in Support of the Motion to Dismiss [Docket No. 29] (collectively, the "Motion Papers") in ECF, rather than waiting until the motion had been fully briefed as specified by Rule 2.E of your Individual Practices. We apologize to the Court for this oversight.

Accordingly, we respectfully withdraw without prejudice the Motion Papers, and will refile them once briefing has been completed, in accordance with your Individual Practices.

We appreciate the Court's consideration. Please feel free to have your chambers contact me should you have any questions.

Respectfully submitted,

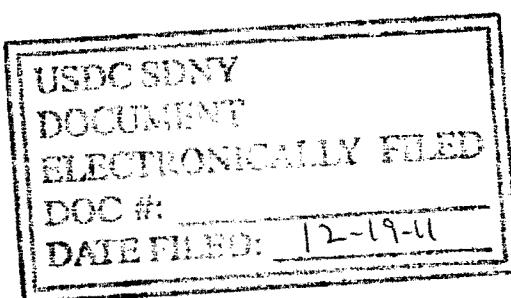
Christopher Davies
 cc: All counsel

The motion is withdrawn, without prejudice, to be re-filed on April 1, 2012, in accordance with the Court's Order of October 13, 2011.

SO ORDERED.

Dated: New York, N.Y.
 December 19, 2011

John F. Keenan
 U.S.D.J.



Wilmer Cutler Pickering Hale and Dorr LLP, 1875 Pennsylvania Avenue NW, Washington, DC 20006

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